

Janaury 22, 1974

PRESIDENT: That's fine then. Say it.

SENATOR DICKINSON: I oppose postponing this. I think the issue can be settled now, and I think Senator Cavanaugh's amendment clarifies and strengthens the bill that Senator Kremer has reference to that was passed several years ago in regard to who must follow these provisions. There are many laws I believe on our statutes that we consider, that I consider at least necessary evils of government. The things that we have to have are things that we don't like. The power of eminent domain by any agency of government is certainly probably the most evil of in this catagory. I think anything we can do to strengthen these laws and make the public aware of any transaction of any agency of government that is contemplating in regard to taking private property, whether it be by private negotiation or not, certainly everyone has a right to know far in advance as to what they are contemplating. I think this is a good amendment it clarifies the law, strengthens the present law, and we should act on the motion now and not postpone it.

PRESIDENT: The chair recognizes Senator Nore, and the motion is to lay over 653, and that motion takes precedence over a simple motion to amend.

SENATOR NORE: I think this whole piece of legislation is a sleeper. I think it has a lot of depth to it, but most of us don't realize it's complications, now for instance whenever.. when property is changing hands next to me especially eminent domain for public entity, I want to know the neighbor, what's going on here, it might be beneficial to me and it might not be beneficial, and it might be damaging, to the property that I have, so I think we should have a hearing on it. Now I want to keep the university out of this thing. It's going to affect all of us. All people. All entities. So let's leave the law as it is.

PRESIDENT: Senator Chambers did you want to be heard on the issue too. The motion on the floor is to lay the bill over for a week. Now are you all through discussing that motion? All right, Senator Goodrich do you want to close on your motion to lay it over for a week. Senator Goodrich is now closing.

SENATOR GOODRICH: Just very briefly. Maybe if we layed it over for a week Senator Nore would have a chance to wake up. And we could get the change to get these .. I really don't care. If the members of this body want to send it back for another public hearing that's fine with me. But the a week would give me a chance to have..make contact with each of these Senators that I've listed here that are in opposition to the bill, and we will let it go at that. A week's time will take it one way or the other.

PRESIDENT: The question is shall the bill be layed over for a week. All those in favor vote aye, all those opposed vote no. I think the chair would have to require that this motion have 25 votes to bind the body in an action here. Motion is to lay 653 over for a week. Have you all voted. Once again have you all voted. The Clerk will record.

CLERK: 13 ayes, 15 nays, Mr. President.